

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

VICTORIA M. RUPE,

Plaintiff,

vs.

Civil Action 2:07-CV-767
Judge Holschuh
Magistrate Judge King

MICHAEL J. ASTRUE, Commissioner
of Social Security

Defendant.

ORDER

On July 28, 2008, the United States Magistrate Judge issued a *Report and Recommendation* recommending that the decision of the Commissioner be affirmed and that the action be dismissed. The parties were specifically advised of their right to object to the *Report and Recommendation* and of the consequences of their failure to do so. There has nevertheless been no objection to the *Report and Recommendation*.

The *Report and Recommendation* is hereby **ADOPTED** and **AFFIRMED**. The decision of the Commissioner is **AFFIRMED** and this action is hereby **DISMISSED**.

The Clerk shall enter **FINAL JUDGMENT** pursuant to Sentence 4 of 42 U.S.C. §405(g).

Date: August 19, 2008

/s/ John D. Holschuh
John D. Holschuh, Judge
United States District Court